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*Attorneys for Lehman Brothers Holdings Inc.  
and Certain of Its Affiliates*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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<b>In re</b>	:	<b>Chapter 11 Case No.</b>
	:	
<b>LEHMAN BROTHERS HOLDINGS INC., et al.,</b>	:	<b>08-13555 (SCC)</b>
	:	
<b>Debtors.</b>	:	<b>(Jointly Administered)</b>
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**NOTICE OF PRESENTMENT OF STIPULATION AND AGREED ORDER**

**PLEASE TAKE NOTICE** that Lehman Brothers Holdings Inc. (the “Plan Administrator”), in its capacity as Plan Administrator under the *Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and its Affiliated Debtors* [ECF No. 22737], will present the annexed *Stipulation and Agreed Order* (the “Proposed Stipulation and Agreed Order”) to the Honorable Shelley C. Chapman, United States Bankruptcy Judge, for signature on **November 21, 2019 at 4:00 p.m. (Eastern Time)**.

**PLEASE TAKE FURTHER NOTICE** that unless a written objection to the Proposed Stipulation and Agreed Order, with proof of service, is served and filed with the Clerk of the Court and a courtesy copy is delivered to the Bankruptcy Judge’s chambers and the undersigned so as to be received by **November 20, 2019 at 4:00 p.m. (Eastern Time)**, there will not be a hearing and the Proposed Stipulation and Agreed Order may be signed.

**PLEASE TAKE FURTHER NOTICE** that if a written objection is timely served and filed, a hearing (the “Hearing”) will be held to consider the Proposed Stipulation and Agreed Order at a date and time to be determined before the Honorable Shelley C. Chapman, United States Bankruptcy Judge, at the United States Bankruptcy Court, Courtroom 623, One Bowling Green, New York, New York 10004. Objecting parties are required to attend the Hearing and failure to appear may result in relief being granted or denied upon default.

Dated: November 13, 2019  
New York, New York

/s/ Garrett A. Fail  
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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In Re:**

**Lehman Brothers Holdings Inc., et al.,  
  
Debtors.**

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**STIPULATION AND AGREED ORDER**

**Chapter 11 Case No. 08-13555 (SCC)  
(Jointly Administered)**

This Stipulation and Agreed Order (the “**Stipulation and Agreed Order**”) is entered among Rushmore Loan Management Services, LLC as servicing agent for U.S. Bank National Association, not in its individual capacity but solely as trustee for the RMAC Trust, Series 2016-CTT, (“**Rushmore Loan Management**”) and Lehman Brothers Holdings Inc. (“**LBHI**” and solely in its capacity as Plan Administrator, the “**Plan Administrator**”) with respect to the following:

**WHEREAS**, on June 20, 2019, Rushmore Loan Management filed a motion with this Court for an order modifying the automatic stay in these chapter 11 cases by permitting Rushmore Loan Management to foreclose on the mortgage of the premises commonly known as 9025 East 13th Street, Indianapolis, IN 46229 (the “**Property**”), as the Debtor has no interest in the Property.

**WHEREAS**, LBHI does not object to the limited relief requested in the Motion.

**WHEREAS**, no other objections to the Motion have been filed.

**NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED** by Rushmore Loan Management and LBHI (each of the foregoing a “**Party**” and collectively the “**Parties**”), through their undersigned counsel, and **ORDERED AND APPROVED** by the Court as follows:

1. This Stipulation and Agreed Order shall have no force or effect unless and until approved by the Bankruptcy Court (the “**Effective Date**”).
2. The automatic stay shall be terminated solely with respect to Rushmore Loan Management and/or its successors or assigns and solely to the extent necessary to permit Rushmore Loan Management to foreclose or otherwise pursue its mortgage remedies and rights on the Property.
3. Each person who executes this Stipulation and Agreed Order on behalf of a Party hereto represents that he or she is duly authorized to execute this Stipulation and Agreed Order on behalf of such Party.
4. This Stipulation and Agreed Order shall be binding upon and inure to the benefit of the Parties and their respective successors and permitted assigns.
5. No amendment or waiver of any provision of this Stipulation and Agreed Order shall be effective unless the same shall be in writing and signed by the Parties, and then such amendment, waiver

or consent shall be effective only in the specific instance and for the specific purpose for which given.

6. This Stipulation and Agreed Order shall be governed by and construed in accordance with the Bankruptcy Code and the laws of the State of New York, without reference to conflicts of law principles.

7. Notwithstanding the applicability of Federal Rule of Bankruptcy Procedure 4001(a)(3), the terms and provisions of this Stipulation and Agreed Order shall be effective and enforceable immediately upon the Effective Date, and shall thereafter be binding upon the Parties hereto and their respective affiliates, successors, and assigns.

8. This Court shall retain exclusive jurisdiction over any and all disputes relating to the interpretation, implementation and enforcement of the terms of this Stipulation and Agreed Order.

In Witness Hereof, this Stipulation and Agreed Order has been executed and delivered as of the date written below.

Dated: November 13, 2019  
New York, New York

By:

/s/ Garrett A. Fail  
WEIL, GOTSHAL & MANGES LLP  
767 Fifth Avenue  
New York, New York 10153  
Telephone: (212) 310-8000  
Garrett A. Fail  
*Attorneys for Lehman Brothers Holdings Inc.*

/s/ Ehret Van Horn  
GROSS POLOWY, LLC  
1775 Wehrle Drive, Suite 100  
Williamsville, NY 14221  
Telephone: (716) 204-1700  
Ehret Van Horn  
*Rushmore Loan Management Services, LLC  
as servicing agent for U.S. Bank National  
Association,  
not in its individual capacity but solely as  
trustee  
for the RMAC Trust, Series 2016-CTT*

**IT IS SO ORDERED:** \_\_\_\_\_, 2019

\_\_\_\_\_  
THE HONORABLE SHELLEY C. CHAPMAN  
UNITED STATES BANKRUPTCY JUDGE